

Filed for intro on 02/06/95  
Senate Bill \_\_\_\_\_  
By \_\_\_\_\_

House No. HB0677  
By Kernell

AN ACT relative to the election and qualifications of the  
commissioner of commerce and insurance and to amend  
Tennessee Code Annotated, Title 2, Chapter 13, Part 2,  
Title 4, Chapter 3, Part 1 and Title 4, Chapter 3, Part 13.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 2-13-202, is amended by inserting  
the following as a new, appropriately designated item:

( ) Commissioner of commerce and insurance.

SECTION 2. Tennessee Code Annotated, Section 4-3-112, is amended by adding the  
following language as a new subsection:

( ) Beginning in November, 1998, the commissioner of commerce and insurance  
shall no longer be appointed, nor hold office at the pleasure of, the governor.

SECTION 3. Tennessee Code Annotated, Section 4-3-1302, is amended by deleting the  
language thereof in its entirety and by substituting instead the following:

(a) At the regular election in November, 1998, a commissioner of commerce and  
insurance shall be elected by the qualified voters of the state, the term of office to begin  
on January 1st following such commissioner's election.

(b) The term of office for the commissioner of commerce and insurance shall be for four (4) years. No person may serve as commissioner more than two (2) consecutive four (4) year terms.

(c) No candidate for the office of commissioner and no incumbent commissioner shall receive any campaign contributions from any employee, officer or agent of any insurance company or trade association.

SECTION 4. Tennessee Code Annotated, Title 4, Chapter 3, Part 13, is further amended by adding the following as new sections:

Section \_\_\_\_\_. The commissioner shall be a resident citizen and qualified voter of the state and shall not be less than twenty-five (25) years of age.

Section \_\_\_\_\_. The department of commerce and insurance shall be under the charge and general supervision of the commissioner of commerce and insurance.

Section \_\_\_\_\_.

(a) The commissioner shall not accept any gift of value from any employee, officer, or agent of any insurance company or trade organization.

(b) After the expiration of the elected term or after being discharged from duty, the commissioner shall not:

(1) Accept any employment involving any aspect of the insurance industry for a period of two (2) years.

(2) Lobby the executive or legislative branch on insurance-related matters for a period of five (5) years.

SECTION 5. This act shall take effect July 1, 1995, the public welfare requiring it.